





Chesapeake Bay Preservation Act (CBPA): HB 504 and Guidance Development to Address Recurrent Coastal Flooding

VIMS/CCRM Shoreline and Law Policy Webinar

V'lent Lassiter, CBPA Liaison

DEQ Office of Watershed and Local Government Assistance Programs




08/20/2020

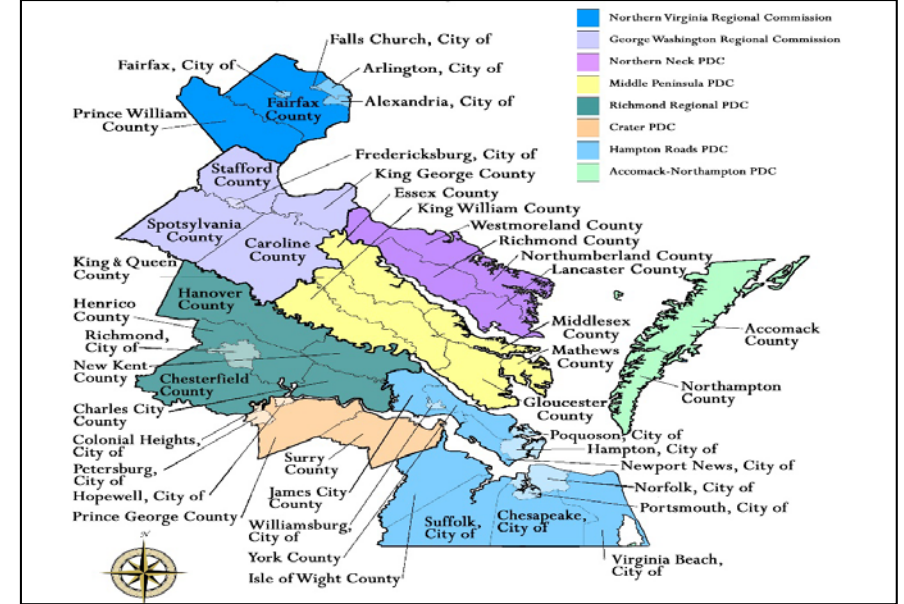
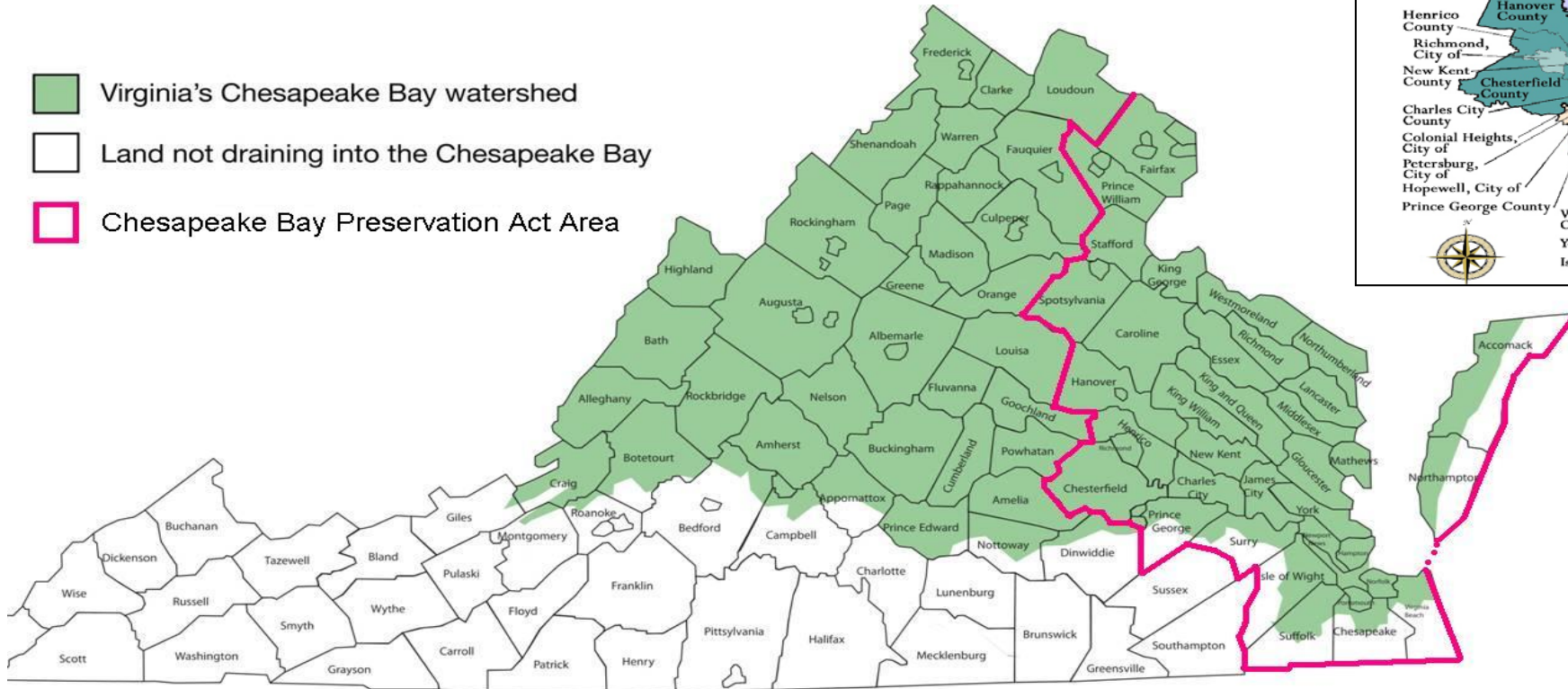
Chesapeake Bay Preservation Act Framework

- **Statutory Authority:**
 - 1988 - Chesapeake Bay Preservation Act (CBPA) adopted (§ 62.1-44.15:67 et seq.)
- **Regulatory Authority:**
 - 1989 Chesapeake Bay Preservation Area Designation and Management Regulations 9VAC25-830-10, et. seq. (amended 1991, 2001, 2014)
- **Focus:**
 - Implemented through locally adopted CBPA ordinances and Comprehensive Plans
 - Prevent and reduce NPS pollution with a comprehensive approach to the protection of water quality through sound land use development practices
 - Protect sensitive lands
 - DEQ provides oversight and technical assistance, conducts compliance reviews

“Balanced economic development and water quality protection are not mutually exclusive.”

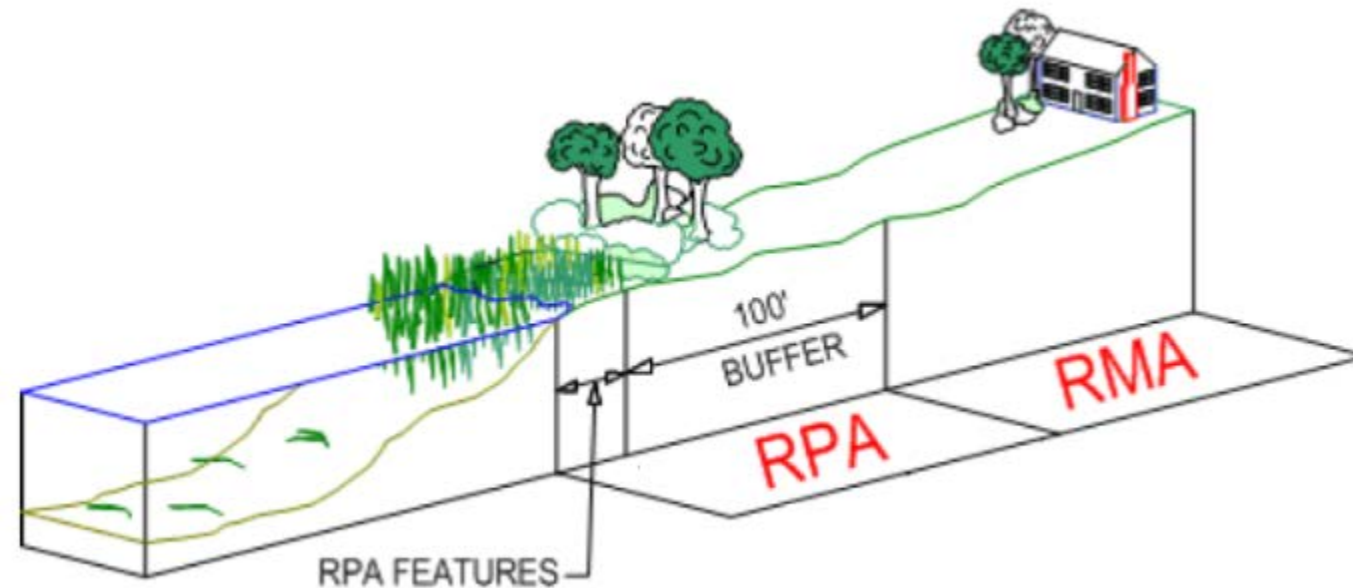
Chesapeake Bay Watershed and Localities

-  Virginia's Chesapeake Bay watershed
-  Land not draining into the Chesapeake Bay
-  Chesapeake Bay Preservation Act Area



Chesapeake Bay Preservation Area Types

- ✓ Resource Protection Area (RPA)
- ✓ Resource Management Area (RMA)



HB 504 – 2020 Session of VA General Assembly

- Amended § 62.1-44.15:72 of the CBPA:
 - Preservation of mature trees or planting of trees as a water quality protection tool
 - Promote coastal resilience and adaptation to sea-level rise and climate change





10/01/2019



10/01/2019

2020 National Oceanic & Atmospheric Administration PSM Grant

New Guidance to Build Resiliency and Mitigate for Sea-Level Rise as Elements of the Chesapeake Bay Preservation Act

This document will focus on:

- Integrating practices, techniques and policies that build resiliency against sea-level rise and recurrent flooding into existing elements of the CBPA and Regulations.
- Actions that property owners can take to protect shorelines from recurrent flooding, *and* that are compliant with the CBPA.



Conservation Landscaping



Living Shorelines



Filling in the RPA



Timeline:

Regulatory Amendments to Chesapeake Bay Preservation Act:

- “Expedited” regulatory process
- Adopted at Spring 2021 State Water Control Board meeting
- In effect Fall 2021

Development of Guidance Document:

- October 2020 – March 2022
- Specific timeline currently under development

Questions?

V'lent Lassiter
VA DEQ

Vlent.Lassiter@deq.Virginia.gov

(804) 698-4030

